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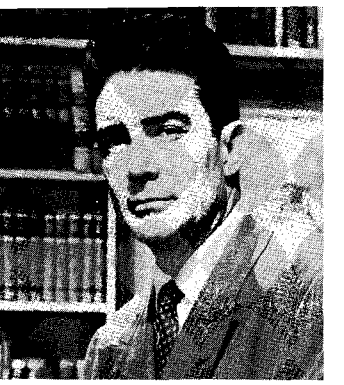

DAN SMOOT

THE HORROR NOW UPON US

In a pamphlet entitled "Two Revolutions At Once," Robert Welch, founder of The John Birch Society, refers to the civil rights movement as "the horror that is now upon us." Events in Los Angeles — and Chicago — in August, 1965, justify the label. Negro insurrections are products of the civil rights movement.

President Johnson repeatedly tells the world that American negroes are mistreated. It is not so.

It is a lie to say that negro riots occur because negroes are not given a fair and equal chance in our society. Not only are their rights fully protected by law, but the federal government and many states now have laws prescribing *favored* treatment for negroes.

Negro insurrections occur, not because of poverty, but because communists, high officials, and other leading liberals, have agitated about mistreatment of negroes for a generation. Now, a generation of negroes, deliberately taught to hate whites, are giving vent to their hatred.

The "two revolutions" Robert Welch discusses are communist directed. The aim of one is to detach southern states from the American union and to establish them as a negro soviet republic. The other revolution aims to convert our whole nation into a soviet satellite.

Both revolutions are part of a worldwide communist negro revolutionary movement, operating under pretext of promoting civil rights for negroes. The intent is to tear civilization apart and create lawless disorder, leaving communists in command.

Aided and abetted by President Lyndon B. Johnson, the Supreme Court, and Congress — by liberals generally — the dual communist revolution is advancing with incredible speed.

Note a rapid-fire chain of events:

On February 9, 1965, Martin Luther King (militant communist fronter, whom FBI Director J. Edgar Hoover has called "the most notorious liar in the country")[1] met with President Johnson, Vice President Hubert H. Humphrey, and U. S. Attorney General Nicholas deB. Katzenbach.

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King demanded a voting rights bill for negroes. On March 15, 1965, President Johnson asked Congress for the legislation King had demanded. Congress passed the legislation on August 4. The President signed it on August 6.

On August 8, U. S. Attorney General Katzenbach said trained federal examiners were ready to start registering negroes as voters in five southern states — including illiterates who cannot even sign their own names. Katzenbach pronounced it fair to force southern states to grant illiterate negroes the vote (though they would be ineligible to vote in several northern states not affected by the Voting Rights Act), because, he asserted, the southern states have been registering illiterate whites.[2] Katzenbach presented no evidence to prove his assertion.

Martin Luther King — who had watched President Johnson sign the Voting Rights Act — estimated that the law would give the ballot to about one million southern negroes who had never before qualified to vote. Obviously, racial agitators — supported by the federal government — will herd illiterate negroes to the polls in southern states, to vote for candidates approved by the liberal establishment.

The Los Angeles insurrection erupted five days after the monstrous Voting Rights Act of 1965 became law. Every such unconstitutional law that grants favoritism to negroes will trigger more violence, because agitation for the laws — and the laws themselves — are further indications to negroes that whites are their enemies.

Educational Tools

Robert Welch thinks education — public awareness of what is happening — would save us from the "horror . . . now upon us." I agree. Mr. Welch's "Two Revolutions At Once" gives documented proof that the civil rights movement, supported by the federal government, is a communist program. Reprints of Welch's pamphlet can be ordered from American Opinion, Belmont, Massachusetts 02178, at the following prices: Ten copies, one dollar; 100-999 copies, eight cents each; 1000 or more copies, seven cents each.

In the past three years, I have published *Reports* which contain information desperately needed at this time. Below are briefs of 13 such *Reports*.

****THE AMERICAN TRAGEDY:** Slavery was a national sin; but when we compare the history of black men in the United States — even including the slave era — with their history anywhere else at any time, we find that the American negro has made unparalleled progress. Within 20 years after the Civil War, American negroes were more advanced than negroes anywhere else in the world. Communists began a program of racial agitation in the United States in 1928; but negro progress, with white help, was so solid that communists alone could do little harm. It was Democrats and Republicans (greedy for political support from organized negroes in northern cities) who stirred the race problem into a cauldron of violence and hate.

****MORE EQUAL THAN EQUAL:** Civil rights for negroes has come to mean that harming a negro is a national disaster requiring federal action, even when such action violates the Constitution; but routine negro violence against whites is beneath the notice of federal officials. Negroes must be given employment preference, though they already hold a disproportionate share of all government jobs.

****DISCRIMINATION IN REVERSE:** For years, civil rights agitators clamored for an end to racial discrimination so that negroes would be treated as individuals, without regard to race. They now demand racial discrimination for negroes, against whites.

****WASHINGTON: THE MODEL CITY:** Eisenhower in 1954 and Kennedy in 1963 said that racial integration should convert the nation's capital into a showplace. It did. The school system — segregated on an orderly and equal basis before 1954 — is now segregated because whites are fleeing the city. Negroes constitute 55% of the total

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Washington population, but commit 85% of all reported crimes. Sex crimes have become so numerous that police provide escort service for women. This condition is not due to previous mistreatment of negroes. It results from agitation by high officials, including Presidents of the United States.

****A LAWLESS SOCIETY:** Supreme Court decisions have crippled law enforcement, and have freed hardened criminals already convicted. Supreme Court reversals of state and local convictions against racial agitators have made it difficult for states to control mob violence. Statements by the Court encourage mob violence as a means of social protest.

****THE FRUITS OF LIBERALISM:** As crime rates soar and barbarism spreads in our land, the courts, racial agitators, civil rights activists, do-gooders, federal officials continue to destroy the power of law enforcement to protect society. Prominent churchmen urge civil disobedience — another name for anarchy. The National Council of Churches urges racial agitation, which leads to lawless violence. Totalitarian liberals have led us down this path: witness the grim fact that crime rates increase at the same pace as public spending for welfare.

****COMMUNISM IN THE CIVIL RIGHTS MOVEMENT:** Robert Kennedy (when Attorney General) said the FBI had no evidence of communism in civil rights groups; but the FBI director said communism in the civil rights movement is vitally important. The foremost civil rights group is the NAACP. More than 70 of its top officials have communist front records.

****CIVIL RIGHTS OR CIVIL WAR?:** In 1965, hundreds of out-of-state, leftwing lawyers held hearings in Mississippi — armed with quasi-governmental power to issue subpoenas and compel attendance and testimony. The immediate objective was to unseat the Mississippi delegation in Congress. The long-range objective was dictated by Joseph Stalin in 1928 — to foment bloody race war which can dismember the American union.

****VOTING RIGHTS BILL:** Racial agitators triggered violence to create pressures for the Civil Rights Act of 1964 — saying they wanted to take the civil rights struggle out of the streets and into the courts. When the law was passed, agitators took the struggle back into the streets, inciting more violence to create pressures for the Voting Rights Act of 1965 — which Senator Harry Flood Byrd (Virginia Democrat) calls a "vicious bill, subversive of the Constitution, iniquitous in effect and contemptible in design." The disgraceful Selma-to-Montgomery march revealed only one aspect of the ugly picture.

****EARL WARREN COURT** (four complete *Reports*): The Supreme Court under Earl Warren has done more than any other non-communist agency to aid the communist-created civil rights movement. The Court has virtually eliminated every legal weapon that could be used against communists; has released communists already tried and convicted; has made it extremely difficult for states to protect society against heinous crimes. A law of Congress denying the Supreme Court jurisdiction in types of cases it has wrongly handled, and a resolution re-submitting the Fourteenth Amendment would undo most of the damage done by the Warren Court; but that is not enough. Congress should impeach Earl Warren.

Mass Disobedience Endangers Nation

The following article (reprinted with permission from the July 25, 1965, issue of The Kansas City Star*) was written by Charles E. Whittaker, whom President Dwight D. Eisenhower appointed an Associate Justice of the U. S. Supreme Court in 1957. Justice Whittaker retired, because of health, in 1962.*

Can any thoughtful person reasonably believe that a disorderly society can survive? In all recorded history, none ever has. On the contrary, history shows that every society which became lawless soon succumbed, and that the first evidences of each society's decay appeared in the toleration of disobedience of its laws and the judgment of its courts.

These are ancient and universal lessons. Yet, in recent times, all of us have daily seen and

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heard an ever-increasing number of accounts that show, with unmistakable clarity, the rapid spread of a planned course of lawlessness in our land that threatens seriously to get out of hand, and, hence, to destroy law and order.

While, of course, all of our crime is not due to any one cause, it can hardly be denied that a large part of our current rash and rapid spread of lawlessness has derived from planned and organized mass disrespect for, and defiance of, the law and the courts, induced by the irresponsible and inflammatory preachments of some self-appointed leaders of minority groups "to obey the good laws, but to violate the bad ones" — which, of course, simply advocates violation of the laws they do not like, or, in other words, the taking of the law into their hands.

And this is precisely what their followers have done and are doing — all under the banner of "peaceable civil disobedience," which their leaders have claimed to be protected by the peaceable-assembly-and-petition provisions of the First Amendment to the United States Constitution.

In truth, that conduct is neither "peaceable" nor "civil" in nature, nor is it protected by the First Amendment, as we shall see.

In furtherance of that philosophy, some of those leaders have incited their followers to assemble at a focal point, from far and wide — often, unfortunately, with the encouragement and physical support, and also frequently at the expense, of well-meaning but misguided church organizations — into large and loosely assembled groups, which at least resemble mobs, to wage what they call "demonstrations" to force the concession of what they demand as their "rights" in defiance of legal processes, the courts, and all constituted authority.

Because of general familiarity with the pattern, only a word as to the nature of those "demonstrations" is needed. In the beginning, they consisted of episodic group invasions and temporary appropriations of private stores, first by sitting down and later by lying down therein, and eventually by blocking the entrances thereto with their bodies — conduct which has always been known as criminal trespass.

Seeing that those trespasses were applauded by many, even in high places, and were generally not punished, but, rather, were compelled to be appeased and rewarded, those leaders and their incited groups quickly enlarged the scope of their activities by massing and marching on the sidewalks, streets and highways — frequently blocking and appropriating them to a degree that precluded their intended public uses. And that conduct, too, being nearly always appeased, the pattern has rapidly spread, as one might expect, pretty generally throughout the land, even into our university campuses, and there is some recent evidence that it is now threatening to invade our military forces.

"Crime," says Webster, means: "Any act or omission forbidden by law and punishable upon conviction." It can hardly be denied that those trespasses violated at least the criminal-trespass laws of the jurisdictions involved, that those laws imposed penalties for their violation, and, hence, that those trespasses constituted "crimes."

In the first place, that conduct cannot honestly be termed "peaceable," for its avowed purpose was and is to force direct action outside the law, and hence was lawless, and, of course, inherently disturbing to the peace of others. One can hardly deny the truth of the statement written by Mr. Justice Black, joined by two other justices, in June, 1964, that "Force leads to violence, violence to mob conflicts, and these to rule by the strongest groups with control of the most deadly weapons."

In the second place, that conduct cannot honestly be termed "civil disobedience," for the simple reason that willful conduct violative of criminal laws is not "civil," but is "criminal" disobedience.

And lastly, that conduct is not protected by the peaceable-assembly-and-petition provisions of the First Amendment. That provision reads: "Congress shall make no law . . . abridging . . . the right of the people peaceably to assemble and to petition the government for a redress of grievances." Surely, nothing in that language grants a license to any man, or group of men, to violate state criminal laws. Rather, as Mr. Justice Roberts wrote upon the subject in 1939, "the privilege of a citizen of the United States to use the streets and parks for communication of views on national questions must be regulated in the interest of all; it is not absolute, but is relative, and must be exercised in subordination to the general comfort and convenience, and *in consonance with peace and good order* . . . ." (Emphasis added.)

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Would not every thinking person also agree with the statement made very recently by the president of Yale university in a speech at Detroit, that the current rash of "demonstrations" makes "a ludicrous mockery of the democratic debating process"?

The pattern of forcing demands by mass or mob actions, outside the law and the courts, has proven — as certainly we should have expected — to be tailor-made for infiltration, use and take-over by rabble-rousers and Communists who are avowedly bent on the breakdown of law, order and morality of our society, and, hence, on its destruction.

Even though those results may not have been contemplated, and surely weren't wished, by those Americans who so advocated and participated — either conspiratorily, financially or physically — in such disobedience of our laws, nevertheless, they did advocate that philosophy, and they did put its processes into action, and however well — even if ignorantly — motivated, cannot now escape responsibility for its results.

As we have all seen, the pattern of the process has now spread into the campuses of most of our great universities. A sampling of examples of what is there occurring may be seen through a few brief quotations.

The California state superintendent of public instruction, in commenting about conditions on the campus at Berkeley, recently said: "Demonstrations there provided a vehicle for infiltration by rabblerousers, redhots and Communists and resulted in assaults, kidnappings, and imprisonment of police officers, the commandeering of public-address systems, and their use in spewing over the campus the most filthy four-letter words, and the general breakdown of law and order."

An Associated Press dispatch of Wednesday, May 19, in speaking of lawless demonstrations in progress at the University of Wisconsin, said that one of the "leaders" there openly espoused, from a public rostrum on the campus, that "The students should band together to bring down the government by any means." It also said that the "demonstrations" there had now been infiltrated and were being led by "eight to a dozen" ringleaders who are operating under "pretty good cover," and at least some of them are known members of the DuBois clubs of America, which Senator Dodd and J. Edgar Hoover have recently described as a "new Communist-oriented youth organization."

These "demonstrations" have even invaded Howard university — the largest Negro university in our country. In a recent interview, its president, Dr. Nabrit, says that he is meeting on his campus "open defiance of law and order," which he characterized as a part of a campaign "to bring the university into general disrepute." He warned that even though those "demonstrators" parade under the banner of civil rights, "they do not believe in civil rights for anyone. They are children of lawlessness and disciples of destruction. They are people who cloak themselves in the roles of civil righters but plot and plan in secret to disrupt our fight for justice and full citizenship. They must," he said, "be unmasked for the frauds that they are, and must be fought in every arena."

A very recent issue of *The Kansas City Star* contained several articles about the general break-down of law and order on our college campuses. One of them fairly put the finger on the cause. It did so by quoting one of the "demonstrating students." He was asked why some students had abandoned historical "panty raids" and similar college pranks for open and riotous rebellion.

"Why," he said, "You could get kicked out of school for conducting a panty raid and things of that kind, but no one is ever kicked out or punished for demonstrating for something like civil rights."

It is thus plain that the students, knowing just as everyone else knows, that riotous conduct in the name of "civil rights" is not being punished, but is being tolerated, have been thus encouraged to continue and spread their riotous actions.

These lawless activities, nauseating as they are, can hardly be surprising, for they are plainly some of the results that we should have known would inevitably come from tolerating open and direct preachments to defy and violate the law.

Another recent article quoted some comments of J. Edgar Hoover about the effects of spreading crime upon the personal safety of our citizens. He said:

"There is too much concern in this country . . . for the 'rights' of an individual who commits a crime. I think he is entitled to his [legal

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rights], but I think the citizens of this country ought to be able to walk all the streets of our cities without being mugged, raped or robbed." "But," he said, "we can't do that today." And he added: "All through the country, almost without exception, this condition prevails."

The April 10, 1965, issue of the magazine *America* contained an article on the imperative need for certain and severe punishment of crime, which made many pertinent observations, including this one:

"[Government] has no right to turn the cheek of its citizens. Instead, it is gravely obligated — by the very purpose of its existence — to see to their protection."

To this, I say Amen.

There are, of course, first duties of citizenship, but there are also first duties of government. It is undoubtedly true, as recited in the theme of the recent presidentially proclaimed Law day, 1965, that "A Citizen's First Duty Is To Uphold the Law," *but it is also a first duty of government to enforce the law.*

Because some of our citizens will not voluntarily perform their "first duty" to uphold the law, our governments, state and federal, are, as said in the article quoted from *America*, "gravely obligated — by the very purpose of [their] existence — to see to [the protection of the people]" by at least making them *obey* the law.

All of us have been often told, and many of us have preached, that crime does not pay, but the recent rash and spread of law defiance, and the successes — even though tenuous and temporary — of that philosophy in obtaining goals, seems to compel a reappraisal of that concept for, from what we see currently happening, one can reasonably believe that certain types of crime are being permitted to pay.

Probably because of a rather widespread recognition that, at times and in certain sectors, some of our colored brethren have suffered unconstitutional discriminiations, and because many of us have been sympathetic to the ends they seek— and have not, therefore, thought very much about the destructive means they have embarked upon to attain those ends — there has been a rather general public apathy toward their preachments to violate, and their practices in violating, our laws.

But whatever may have been the provocations — and, doubtless, there have been some — no man or any group or race of men can be permitted, in a government of laws, to take the law, or what they think ought to be the law, into their own hands, for that is anarchy which always results in chaos.

The fact that the provocations may have been themselves constitutionally unlawful cannot justify unlawful means for their resolution. Both types of conduct are wrong — constitutionally wrong, the one as much as the other. And, obviously, two wrongs cannot make a right.

All discriminations that violate the Constitution and laws of the United States are readily redressible in our courts which have always been open to all citizens. And no one has any room to doubt that, if he will resort to those courts, and have the patience to await their processes — as we all must do in an ordered society — all his constitutional and legal rights will be vouchsafed to him, whatever his creed or color.

But there has been impatience with the judicial processes manifested by the recent hue and cry for "action now — not the delays of the law." Obviously, that cliche, too, calls for direct action in disobedience of the laws, the judgments of the courts and of all constituted authority.

It is true that legal processes, being refined and deliberative processes, are slow. But like the mills of the gods, though they grind slowly, they grind exceedingly fine, and their judgments are most likely to be just.

In all events, there is no other orderly way to peaceably and fairly decide the issues that arise among us, and to have an ordered liberty.

The great pity here is that these minority groups are, by their unilateral mass actions outside of and in defiance of the law, actually eroding and destroying the legal processes which alone can ever assure to them, or permanently maintain for them, due process and equal protection of the laws, and that can, thus, protect them from discriminations and abuses by majorities.

Last May, Lewis F. Powell, president of the American Bar Association, in a speech dedicating the new Missouri Bar center at Jefferson City, said:

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"Many centuries of human misery show that once a society departs from the rule of law, and every man becomes the judge of which laws he will obey, only the strongest remain free."

I think we must all agree with his conclusion that "America needs a genuine revival of respect for law and orderly processes, a reawakening of individual responsibility, a new impatience with those who violate and circumvent our laws, and a determined insistence that laws be enforced, courts respected and due process followed."

We must take the laws into our hearts rather than into our hands, and seek redress in the courts rather than in the streets if we are to survive as a civilized nation.

The remedy is as plain as the threat. It is simply to insist that our governments, state and federal, reassume and discharge their "first duty" of protecting the people against lawless invasions upon their persons and property by the impartial and vigorous enforcement of our criminal laws and by the swift, certain and substantial punishment thereunder of all persons whose conduct violates those laws — and to do so immediately, and hopefully before planned and organized crime has spread beyond the capacities of our peace-keeping machinery to control and suppress.

These are not platitudes, but are fundamentals and vital, as every thinking man should see, to the survival of our civilized and cultured society. In no other way can we orderly resolve the issues that confront and divide us, or live together in peace and harmony as a civilized nation of brothers under the fatherhood of God.

Civil Rights Packet

The 13 *Reports* summarized in this issue may be ordered singly, or in quantities, at prices listed at the bottom of the first page of each *Report*. To encourage maximum distribution, we will combine the 13 with the present *Report* to make a CIVIL RIGHTS PACKET of 14 *Reports*, at the following special prices:

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FOOTNOTES

(1) "The FBI and Civil Rights — J. Edgar Hoover Speaks Out," *U. S. News & World Report*, November 30, 1964, p. 56

(2) New York Times News Service article by John Herbers, *The Dallas Morning News*, August 9, 1965, p. 3A

WHO IS DAN SMOOT?

Born in Missouri, reared in Texas, Dan Smoot went to SMU getting BA and MA degrees, 1938 and 1940. In 1941, he joined the faculty at Harvard as a Teaching Fellow, doing graduate work for a doctorate in American civilization. From 1942 to 1951, he was an FBI agent: three and a half years on communist investigations; two years on FBI headquarters staff; almost four years on general FBI cases in various places. He resigned from the FBI and, from 1951 to 1955, was commentator on national radio and television programs, giving *both* sides of controversial issues. In July, 1955, he started his present profit-supported, free-enterprise business: publishing *The Dan Smoot Report*, a weekly magazine available by subscription; and producing a weekly news-analysis radio and television broadcast, available for sponsorship by reputable business firms, as an advertising vehicle. The *Report* and broadcast give *one* side of important issues: the side that presents documented truth using the American Constitution as a yardstick. If you think Smoot's materials are effective against socialism and communism, you can help immensely — help get subscribers for the *Report*, commercial sponsors for the broadcast.

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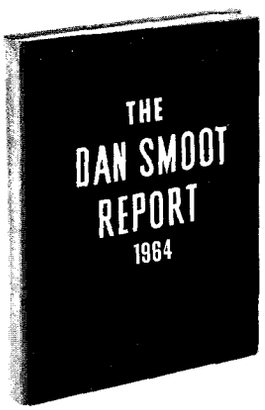

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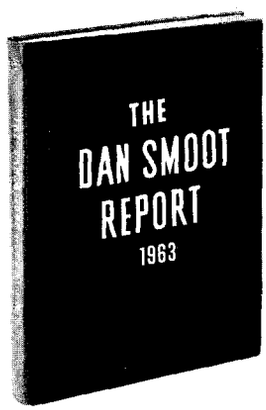

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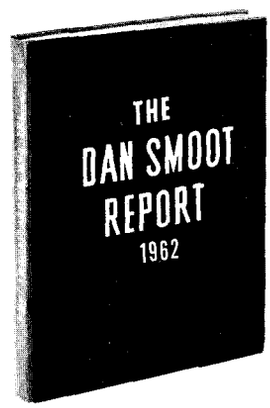

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